IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MISSOURI WESTERN DIVISION

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	No. 96-00111-02-CR-W-NKL
	)	
ALFRED NOVAK,	)	
	)	
Defendant.	)	

MOTION TO DISMISS INDICTMENT AS TO ALFRED NOVAK

COMES NOW the United States of America, by the undersigned counsel, and moves the Court to dismiss without prejudice the August 19, 1996 indictment against Alfred Novak, stating as follows:

1. An Indictment was returned against Alfred Novak on August 19, 1996.

2. Based upon the completion of a pretrial diversion in April 1999, it is appropriate for the Government to seek dismissal of the charges against this defendant only without prejudice.

WHEREFORE, the United States requests that the Court dismiss without prejudice the charges contained in the August 19, 1996 indictment against Alfred Novak.

Respectfully submitted,

Beth Phillips
United States Attorney

By */s/ David DeTar Newbert*

David DeTar Newbert
Assistant United States Attorney

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was delivered on this 15th day of March, 2012, to the Electronic Filing System (CM/ECF) of the United States District Court for the Western District of Missouri for electronic delivery to all counsel of record.

/s/ David DeTar Newbert
David DeTar Newbert
Assistant United States Attorney